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Intellectual Property Administration  
P.O. Box 272400  
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. 200209168-1

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Benjamin et al.

Confirmation No.: 2307

Application No.: 10/827,139

Examiner: Laura E. Martin

Filing Date: 4/19/04

Group Art Unit: 2853

Title: FLUID EJECTION DEVICE

Mail Stop Appeal Brief-Patents  
Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF

Transmitted herewith is the Appeal Brief in this application with respect to the Notice of Appeal filed on October 10, 2008.

The fee for filing this Appeal Brief is \$540.00 (37 CFR 41.20).  
 No Additional Fee Required.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d)) for the total number of months checked below:

1st Month  
\$130

2nd Month  
\$490

3rd Month  
\$1110

4th Month  
\$1730

The extension fee has already been filed in this application.  
 (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$ 540. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

Respectfully submitted,

Benjamin et al.

By



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Date : December 10, 2008

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